

EXHIBIT 13

[Filed Under Seal]

Videotaped Deposition of
William Dalius
February 26, 2020

Grae
vs.
Corrections Corporation of America, et al.
Confidential



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<p>1 A No, that was a totally different 2 appropriation.</p> <p>3 Q You can go ahead and put that aside.</p> <p>4 Did you ever provide any analysis to 5 lobbyists on behalf of CCA?</p> <p>6 A Can you give me a specific example of 7 what --</p> <p>8 Q Sure.</p> <p>9 I mean, I guess generally what I'm asking 10 is, did you perform work for CCA that was intended 11 to be provided to lobbyists?</p> <p>12 A I provided data to our office in 13 Washington, D.C. that I assume worked with 14 lobbyists.</p> <p>15 Q And what kind of data did you provide them?</p> <p>16 A It would -- typically, it would have been 17 financial data, similar to that, and -- and -- and 18 overviews of the BOP budget process so they 19 understood the budget process.</p> <p>20 Q Do you know who Stacia or Stacia Hylton is?</p> <p>21 A I do.</p> <p>22 Q And who is she?</p> <p>23 A She's currently on our board of directors, 24 but she was also the previous director of the 25 Marshals Service.</p>		<p>1 at CCA or still doing analyst work. It appears, 2 based on the context of the e-mail, that you are 3 actually employed at this time.</p> <p>4 A Where it says I'm in temporary quarters 5 would indicate I was full-time.</p> <p>6 Q And so you don't have any reason to believe 7 you didn't receive this e-mail while employed at 8 CCA?</p> <p>9 A Correct.</p> <p>10 Q Do you see here -- and I believe this is 11 consistent with what you testified earlier -- that 12 you indicated that you didn't have any specific 13 numbers in my old job, but you didn't bring them 14 with you?</p> <p>15 A Repeat that question, please.</p> <p>16 Q Sure.</p> <p>17 So there's a reference here to some analysis 18 that you've done with lobbyists in D.C.</p> <p>19 A Okay.</p> <p>20 Q Do you see that?</p> <p>21 A Yeah. In the first sentence, yes.</p> <p>22 Q Does that refresh your recollection of 23 whether you did work for lobbyists on behalf of CCA?</p> <p>24 A As I told you earlier, I did meet with our 25 D.C. office that works with our lobbyists.</p>
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<p>1 Q And did you have the opportunity to work 2 with her while you were at CCA or providing 3 consulting services for CCA?</p> <p>4 A To work with Stacia?</p> <p>5 Q Yes.</p> <p>6 A A little bit.</p> <p>7 Q And in what subject matters did you work 8 with her?</p> <p>9 A I don't recall specifically, but I'm 10 guessing if we worked on anything together, it would 11 have been financial related since that's my primary 12 expertise, as well as prisoner operations.</p> <p>13 MS. RADCLIFFE: I'm going to mark as 14 Exhibit 325...</p> <p>15 (Marked Exhibit No. 325.)</p> <p>16 BY MS. RADCLIFFE:</p> <p>17 Q Mr. Dalius, do you see that this appears to 18 be an e-mail sent to you from Stacia Hylton to 19 yourself on August 20th, 2016?</p> <p>20 A Yes, ma'am.</p> <p>21 Q Do you have any reason to believe that you 22 did not receive this e-mail?</p> <p>23 A No, ma'am.</p> <p>24 Q And at this time, it's not clear to me in 25 August 20th, 2016, whether you are actually employed</p>		<p>1 Q And would that have been Mr. Wiley?</p> <p>2 A Jeremy Wiley, correct.</p> <p>3 Q How often did you meet with him?</p> <p>4 A No more than a couple times.</p> <p>5 Q And when did you first meet with him?</p> <p>6 A I think the first time -- again, I may be 7 off on the date. But it would have been probably 8 January of 2016.</p> <p>9 Q And I believe you testified that you had 10 provided by -- financial data; is that accurate?</p> <p>11 A Yes, ma'am.</p> <p>12 Q Okay.</p> <p>13 A It would have been similar data that 14 would -- that we just went over.</p> <p>15 Q Do you recall what the purpose was intended 16 for the use of that data?</p> <p>17 A I don't know what they wanted it for.</p> <p>18 Q Do you recall the nature of the data that 19 you provided?</p> <p>20 A Other than financial based -- I was the CFO, 21 so they were looking for financial information.</p> <p>22 Q There's a reference to her e-mail below, and 23 it says, I like -- you had specific numbers in my 24 old job but didn't bring any of it with me.</p> <p>25 Would that be consistent with your testimony</p>

<p style="text-align: right;">Page 93</p> <p>1 earlier that you didn't bring any specific data from 2 the BOP with you once you left?</p> <p>3 A That was my goal.</p> <p>4 Q And do you recall discussing with Ms. Hylton 5 cost comparison for a hypothetical or simulated 6 facility?</p> <p>7 A I remember generally speaking cost data with 8 her, not specifics.</p> <p>9 Q Do you have any reason -- let me restate 10 that.</p> <p>11 You didn't actually perform the analysis, 12 did you --</p> <p>13 MR. McGEE: Object to form of the 14 question as vague.</p> <p>15 BY MS. RADCLIFFE:</p> <p>16 Q -- regarding --</p> <p>17 A I don't recall doing an analysis.</p> <p>18 Q And do you recall seeing any analysis done 19 with respect to a cost comparison between BOP and 20 CCA for a simulated facility?</p> <p>21 A I don't recall that.</p> <p>22 Q You can go ahead and put that one aside.</p> <p>23 MS. RADCLIFFE: I'll mark the next one 24 326.</p> <p>25 (Marked Exhibit No. 326.)</p>	<p style="text-align: right;">Page 95</p> <p>1 Q Do you recall discussions with Mr. Vanyur 2 regarding building this model and your capabilities?</p> <p>3 A No, ma'am.</p> <p>4 Q As you sit here today, do you believe you 5 have the capabilities to build such a model?</p> <p>6 A A model like this?</p> <p>7 Q Yes.</p> <p>8 A Depends on what the specifics were for the 9 model.</p> <p>10 Q Okay.</p> <p>11 A I don't know the exact specifics of the 12 model. I've got the abilities to build what I knew 13 in the BOP.</p> <p>14 Q But you didn't actually perform any analysis 15 with respect to modeling the cost comparisons 16 between the BOP and CCA other than the per diem 17 rate?</p> <p>18 A Other than what I do with -- for the Bureau 19 of Prisons.</p> <p>20 Q So do you believe you have the capabilities 21 to prepare a simulated facility model that was 22 discussed in the prior exhibit?</p> <p>23 MR. McGEE: Object to the form of the 24 question as vague.</p> <p>25 THE WITNESS: Again, I would have to</p>
<p style="text-align: right;">Page 94</p> <p>1 BY MS. RADCLIFFE:</p> <p>2 Q So, Mr. Dalius, do you see here that you 3 received an e-mail from Ms. Hylton on 4 approximately -- on August 21st, 2016?</p> <p>5 A Yes, ma'am.</p> <p>6 Q Do you have any reason to believe that you 7 did not receive this e-mail while employed at CCA?</p> <p>8 A No, ma'am.</p> <p>9 Q Do you see here a reference in -- to 10 Mr. Vanyur?</p> <p>11 A Yes, ma'am.</p> <p>12 Q He's also on the e-mail chain, correct?</p> <p>13 A Yes.</p> <p>14 Q And do you recall discussions with 15 Ms. Hylton or Mr. Vanyur regarding cost comparison?</p> <p>16 A I don't remember specifically, but 17 generally, yes.</p> <p>18 Q Do you see here that Mr. Vanyur indicates 19 that the model being discussed was beyond his and 20 your capabilities?</p> <p>21 A Where does it say that?</p> <p>22 Q Sure. It's in the e-mail from Mr. Vanyur, 23 which is the second e-mail down. You can go ahead 24 and go -- read it if you want.</p> <p>25 A Yeah, I see that.</p>	<p style="text-align: right;">Page 96</p> <p>1 see the specific requirements as to whether or not I 2 could do it or not.</p> <p>3 BY MS. RADCLIFFE:</p> <p>4 Q So without knowing what the specific 5 criteria were for the model, you wouldn't know one 6 way or another whether you had the capabilities?</p> <p>7 A That's correct.</p> <p>8 Q Fair enough.</p> <p>9 Do you recall that while you were consulting 10 with CCA or were employed there that CCA monitored 11 the private prison inmate populations?</p> <p>12 MR. McGEE: Object to the form of the 13 question. It's vague.</p> <p>14 THE WITNESS: Yeah.</p> <p>15 Can you give me more specifics as to --</p> <p>16 BY MS. RADCLIFFE:</p> <p>17 Q Sure.</p> <p>18 Do you recall whether or not the -- CCA 19 prepared reports that tracked the numbers of 20 prison -- private prison inmate populations at CCA 21 and its competitors?</p> <p>22 A Certainly we do at CCA. I'm not sure about 23 the competitors.</p> <p>24 Q And in those reports, does CCA track the 25 inmate population not only at CCA but at, for</p>